



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8747**  
Norihito SHIMONO et al. : Attorney Docket No. 2002\_0055A  
Serial No. 10/048,063 : Group Art Unit 1618  
Filed January 28, 2002 : Examiner Micah-Paul Young  
SOLID PREPARATION CONTAINING :  
CHITOSAN POWDER AND PROCESS  
FOR PRODUCING THE SAME : **Mail Stop: AF**

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 16, 2008 of the Primary Examiner finally rejecting claims 29-30, 33-34 and 37-38.

(X) A timely response to the final rejection has been filed.

(X) The extension fee of \$1,110.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.

(X) The Appeal Fee of  \$540.00 (other than Small Entity)  
 \$270.00 (Small Entity)

(X) is enclosed  
( ) is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

04/01/2009 AWONDAF1 00000058 10048063

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- Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
  - is enclosed.
  - has been previously submitted.
- The Appeal Fee is not required since it was paid in a prior appeal.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Norihito SHIMONO et al.

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